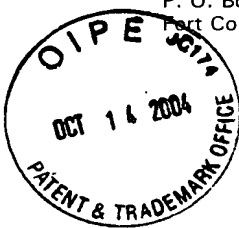


HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P. O. Box 272400  
Fort Collins, Colorado 80527-2400

PATENT APPLICATION

ATTORNEY DOCKET NO. 10003832-1



IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Clifford A. McCarthy, et al.

Confirmation No.: 8556

Application No.: 09/665,934

Examiner: Adnan M. Mirza

Filing Date: 9/20/2000

Group Art Unit: 2141

Title: METHOD AND SYSTEM FOR SCALING OF RESOURCE ALLOCATION SUBJECT TO  
MAXIMUM LIMITS

Mail Stop RCE  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (RCE) 37 CFR 1.114

Subsection (b) of 35 U.S.C. 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA).

Sir:

This is a Request for Continued Examination (RCE) under CFR 1.114 of the above-identified applicaiton.

*NOTE: 37 CFR 1.114 is effective on May 20, 2000. If the above- application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under CFR 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.*

Submission under 37 CFR 1.114

( ) Previously submitted:

( ) Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on \_\_\_\_\_.  
(Any unentered amendment(s) referred to above will be entered).

( ) Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.

( ) Other \_\_\_\_\_.

(X) Enclosed:

(X) Amendment/Reply

( ) Affidavit(s)/Declarations(s)

( ) Information Disclosure Statement (IDS)

( ) Other \_\_\_\_\_.

Miscellaneous

( ) Suspension of action is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months.

The fee for this Suspension is (37 CFR 1.17(i)) \$130.00

( ) Other \_\_\_\_\_.

10/15/2004 JBALINAH 00000036 082025 09665934

01 FC:1801 790.00 DA

(X) RCE filing fee \$790.00

(X) A Petition for Extension of Time

(X)	one month	\$110.00
( )	two months	\$430.00
( )	three months	\$980.00
( )	four months	\$1530.00

Please charge to Deposit Account **08-2025** the sum of \$900.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **08-2025** pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees.

(X) A duplicate copy of this transmittal letter is enclosed.

( ) I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450.  
Date of Deposit: \_\_\_\_\_

OR

( ) I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number on \_\_\_\_\_

Number of pages:

Typed Name:

Signature: \_\_\_\_\_

Respectfully submitted,

**Clifford A. McCarthy, et al.**

By \_\_\_\_\_

**Kelly T. Lee**

Attorney/Agent for Applicant(s)

Reg. No. **47,743**

Date: **10/14/2004**

Telephone No.: **(202) 662-2700**



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Appl. No.** : 09/665,934  
**Applicant** : Clifford A. McCarthy, et al.  
**Filed** : September 20, 2000  
**Title** : METHOD AND SYSTEM FOR SCALING OF RESOURCE  
ALLOCATION SUBJECT TO MAXIMUM LIMITS  
**TC/A.U.** : 2141  
**Examiner** : Adnan M. Mirza  
**Docket No.** : 10003832-1  
**Customer No.** : 022879

**MAIL STOP RCE**  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**RESPONSE TO ACCOMPANY REQUEST FOR CONTINUED EXAMINATION**

**UNDER 37 C.F.R. § 1.114**

Sir:

In response to the Final Office Action mailed June 14, 2004 and the Advisory Action mailed September 23, 2004, for which a Petition for Extension of Time for one month is being filed herewith under separate cover, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.